

May 17, 2005 Board meeting Actions

The Board of Environmental Quality met in Boise, Idaho, on May 17, 2005, at 9:30 a.m. at the Department of Environmental Quality.

Full minutes of the meeting will be available on the DEQ Web site after adoption by the Board at its next meeting. The next scheduled meeting is set for June 23 in Boise at the DEQ Conference Center.

Contested Case – Ken Jones v. Idaho Department of Environmental Quality, In the Matter of Simmons Sanitation, Docket No. 0106-05-01

After hearing oral argument by the parties, the Board decided by unanimous vote to uphold the hearing officer's decision granting intervention to Simmons Sanitation into the contested case. Ken Jones, the petitioner in the case, requested Board review of the hearing officer's order granting intervention in the case to Simmons Sanitation. The contested case was filed by Mr. Jones to appeal DEQ's approval of Simmons Sanitation's application for a proposed non-municipal solid waste landfill in the Seven Mile Creek Drainage Area in Idaho County.

Rules for the Control of Air Pollution in Idaho, Docket No. 58-0101-0501 (Temporary Rule)

The Board voted unanimously to adopt, as temporary rules, the Rules for Control of Air Pollution in Idaho, as presented under Docket No. 58-0101-0501, with an effective date of May 31, 2005. This rule change was presented to change sections that pertain to sources of air pollution that were deferred from the Title V permitting program. Previously, the rules required these deferred sources to submit a Tier I operating permit application no later than June 1, 2005. EPA is in the process of considering a change to exempt deferred sources from the requirement to obtain a Tier I operating permit. A decision is expected soon, and this rule change will exempt deferred sources from the requirement to obtain a Tier I operating permit unless EPA decides differently.